

BY FINANCE EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA TO WAIVE SECTIONS 2-1189, 2-1193, 2-1205 AND 2-1206 OF ARTICLE X, PROCUREMENT AND REAL ESTATE CODE, OF THE CITY OF ATLANTA CODE OF ORDINANCES, ALLOWING THE CITY TO CONTRACTUALLY EXERCISE ITS RENEWAL OPTIONS AS RENEWAL NO. 1 FOR THE AGREEMENT WITH JORDAN, JONES & GOULDING, INC./DELON HAMPTON & ASSOCIATES, CHARTERED ENGINEERS/HATCH MOTT-MACDONALD, INC. – JV, (JDH JOINT VENTURE) FOR FC-7488-02, DATED EFFECTIVE FEBRUARY 14, 2003 FOR THE ENGINEERING DESIGN SERVICES FOR COMBINED SEWER OVERFLOW (CSO) STORAGE TUNNEL FACILITIES; THE ORIGINAL TERMS WHICH ARE TWO (2) YEARS, WITH FOUR (4), ONE (1) YEAR RENEWAL OPTIONS; AND TO ALLOW FOR THE COMMENCEMENT OF RENEWAL NO. 1 ON FEBRUARY 14, 2005 AND THE REMAINING RENEWALS OF THE ORIGINAL AGREEMENT, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT IN AN AMOUNT NOT TO EXCEED SIX MILLION SIXTY SEVEN THOUSAND EIGHT HUNDRED THIRTY FIVE DOLLARS AND ZERO CENTS (\$6,067,835.00) TO BE PAID FROM FUND AND ACCOUNT CENTER NUMBER: 2J28 (2004 WATER & WASTEWATER BOND FUND); 524001 (CONSULTANT/PROF SERVICES); Q38I02679999 (CSO-WEST TUNNELS) - \$6,067,835.00.

WHEREAS, the City of Atlanta (the “City”) did enter into the Agreement (“**Agreement**”) FC-7488-02, Engineering Design Services for Combined Sewer Overflow (CSO) Storage Tunnel Facilities; and

WHEREAS, Resolution 02-R-1869, for original Agreement FC-7488-02, Engineering Design Services for Combined Sewer Overflow (CSO) Storage Tunnel Facilities was adopted by the Council on November 18, 2002 and approved by the Mayor on November 26, 2002 listed as Exhibit “A” attached and made a part hereof; and

WHEREAS, the original agreement terms for FC-7488-02 was for two (2) years with four (4) one (1) year renewal options; and

WHEREAS, the original agreement was executed on February 14, 2003; and

WHEREAS, the Agreement is one part of a series of contracts performed by the contractor and being part of several contacts the expiration date was inadvertently missed so that the contract expired on February 14, 2005. However, work has continued to be performed by the contractor in contemplation of the renewal of the Agreement; and

WHEREAS, the services provided under said Agreement are of such a nature as to be integral in order to comply with the Consent Decree; and

WHEREAS, the Department of Watershed Management requests to exercise the renewal options from the original agreement as Renewal No.1; and in order to effectuate the performance of the work performed it is necessary for the City to renew the Agreement effective February 14, 2005; and

WHEREAS, the Commissioner of Watershed Management and the Chief Procurement Officer of the Department of Procurement have recommended that the City extend the contract as Renewal No. 1 for the

continued engineering design services, needed to construct the combined sewer storage tunnel facilities, with an effective date of February 14, 2005 and conclude the service on February 13, 2006.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA hereby ordains as follows:

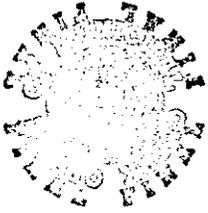
SECTION 1: The Agreement between the City and JORDAN, JONES & GOULDING, INC./DELON HAMPTON & ASSOCIATES, CHARTERED ENGINEERS/HATCH MOTT-MACDONALD, INC. – JV, (JDH JOINT VENTURE) effective February 14, 2005 through February 13, 2006 as Renewal No. 1 allowing the continued engineering design services needed to construct the combined sewer storage tunnel facilities in an amount not to exceed Six Million Sixty Seven Thousand Eight Hundred Thirty Five Dollars and Zero Cents (\$6,067,835.00).

SECTION 2: The original contract conditions shall not be changed and are specifically incorporated by reference herein, including the remaining options for renewals as stated in the original contract agreement.

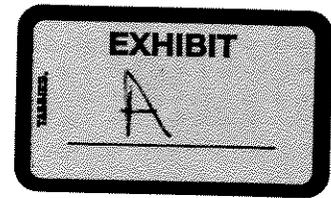
SECTION 3: The Chief Financial Officer is authorized to remit payment to JORDAN, JONES & GOULDING, INC./DELON HAMPTON & ASSOCIATES, CHARTERED ENGINEERS/HATCH MOTT-MACDONALD, INC. – JV, (JDH JOINT VENTURE) as appropriate for services rendered in Section One of this ordinance.

SECTION 4: The Mayor is authorized, on behalf of the City, to take any other and further action and to execute, acknowledge, accept and/or deliver any other and further instruments, documents and assurances as deemed desirable and appropriate to consummate the transactions authorized by this Ordinance and to effectuate the terms, purposes and intent of this Ordinance.

SECTION 5: All ordinances in conflict with this Ordinance, including, but not limited to, Code Sections 2-1205, and 2-1206.



CITY COUNCIL
ATLANTA, GEORGIA



**SUBSTITUTE RESOLUTION BY
CITY UTILITIES COMMITTEE**

02-R-1869

A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH JORDAN JONES & GOULDING, DELON HAMPTON & ASSOCIATES, CHARTERED ENGINEERS AND HATCH MOTT-MACDONALD, INC. - JV FOR FC-7488-02, ENGINEERING DESIGN SERVICES FOR COMBINED SEWER OVERFLOW (CSO) STORAGE TUNNEL FACILITIES ON BEHALF OF THE DEPARTMENT WATERSHED MANAGEMENT IN AN AMOUNT NOT TO EXCEED FOURTEEN MILLION EIGHT HUNDRED TWENTY-THREE THOUSAND ONE HUNDRED THIRTY-EIGHT DOLLARS (\$14,823,138.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 2J27 574001 M24I02679999.

WHEREAS, the Director of the Bureau of Purchasing and Real Estate did advertise for on behalf of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Purchasing Agent of the Bureau of Purchasing and Real Estate have recommended that the contract for FC-7488-02, Engineering Design Services for the Combined Sewer Overflow Storage Tunnel Facilities be awarded to Jordan Jones and Gouding; Delon Hampton & Associates, Chartered Engineers; and Hatch Mott-MacDonald, Inc - JV; and

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to enter into a contract with Jordan Jones and Gouding; Delon Hampton & Associates, Chartered Engineers; and Hatch Mott-MacDonald, Inc - JV for FC-7488-02, Engineering Design Services for the Combined Sewer Overflow Storage Tunnel Facilities in an amount not to exceed Fourteen Million Eight Hundred Twenty-three Thousand One Hundred Thirty-eight Dollars (\$14,823,138.00); and

BE IT FURTHER RESOLVED, that the Purchasing Agent of the Bureau of Purchasing and Real Estate be and is hereby directed to prepare an appropriate contract for execution by the Mayor, to be approved by the City Attorney as to form.

BE IT FURTHER RESOLVED, that this contract shall not become binding on the City, and the City shall incur no liability upon same until such contract has been executed by the Mayor and delivered to the contracting party.

BE IT FURTHER RESOLVED, that all services for said contracted work shall be charged to and paid from fund, account and center number: 2J27 574001 M24I02679999.

A true copy,

Deputy Clerk

**ADOPTED by the Council
APPROVED by the Mayor**

NOV 18, 2002
NOV 26, 2002

02-1869

(Do Not Write Above This Line)

A RESOLUTION

BY CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH JORDAN JONES & GOULDING, DELON HAMPTON & ASSOCIATES, CHARTERED ENGINEERS AND HATCH MOTT-MACDONALD, INC. - JV FOR FC-7488-02, ENGINEERING DESIGN SERVICES FOR COMBINED SEWER OVERFLOW (CSO) STORAGE TUNNEL FACILITIES ON BEHALF OF THE DEPARTMENT WATERSHED MANAGEMENT IN AN AMOUNT NOT TO EXCEED XXX-DOLLARS (\$XX,XXX,XXX.XX). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: XXXX XXXXX XXXXXXXXXX.

ADOPTED BY

SUBSTITUTE

NOV 18 2002

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

COUNCIL

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee _____
Date _____
Chair _____
Action: _____
Fav. Adv, Hold (see rev. side) _____
Other: _____
Members _____
Refer To _____

Committee _____
Date _____
Chair _____
Action: _____
Fav. Adv, Hold (see rev. side) _____
Other: _____
Members _____
Refer To _____

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
Readings
 Consent V Vote RC Vote

CERTIFIED

NOV 18 2002

CERTIFIED

NOV 18 2002

Rand Douglas Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

NOV 26 2002

Mayor Frank
MAYOR